

STATE WATER RESOURCES CONTROL BOARD  
RESOLUTION NO. 2001 - 042

**ADOPTION OF AMENDMENTS TO PROPOSED EMERGENCY  
REGULATIONS FOR ELECTRONIC SUBMISSION OF LABORATORY  
ANALYTICAL DATA FOR UNDERGROUND STORAGE TANK (UST)  
REPORTS**

WHEREAS:

1. On February 15, 2001, the State Water Resources Control Board (SWRCB) adopted Resolution 2001-23 accepting the Proposed Emergency Regulations for Electronic Submission of Laboratory Analytical Data for Underground Storage Tank (UST) Reports;
2. The emergency regulations were submitted to the Office of Administrative Law (OAL) on February 28, 2001 and withdrawn by the SWRCB on March 12, 2001 in response to comments from OAL;
3. The SWRCB has amended the proposed Emergency Regulations to resolve issues raised by OAL; and
4. Electronic programming, user training, and technical support will be required to implement the emergency regulations.

THEREFORE BE IT RESOLVED THAT:

The State Water Resources Control Board adopts the proposed amended regulations and authorizes the Executive Director to transmit the proposed amended regulations to the Office of Administrative Law for filing with the Secretary of State.

If the Executive Director finds that there is a substantial risk that the proposed regulations will expire before permanent regulations take effect, the Executive Director is authorized to adopt emergency regulations, as appropriate, to provide authority for the State Water Resources Control Board to require electronic submission of laboratory reports containing soil and water chemistry data. This delegation includes authorization to make a finding or findings of emergency, to readopt emergency regulations with any revisions determined to be appropriate by the Executive Director, and to transmit any emergency regulations adopted by the Executive Director to the Office of Administrative Law for filing with the Secretary of State.

For the first three years of implementation, the SWRCB authorizes the Executive Director, or his designee, to enter into contracts not to exceed \$490,000 in total, and any amendments thereto, with ArsenaultLegg, Inc., in order to implement these regulations.

#### CERTIFICATION

The undersigned, Clerk to the Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on April 26, 2001.

/s/

Maureen Marché  
Clerk to the Board

For a copy of the regulations, contact Michael Gjerde at 916-341-5682